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PENSACOLA, FLORIDA, TUESDAY MORNING, NOVEMBER 27, 1906.

PRICES: CENTS.

TRIAL OF BURNHAM IS NOW UNDER WAY

UPHOLDS INTEGRITY OF ARMY ENGINEERS

GENERAL CONSPIRACY CASE ON TRIAL TODAY

Crooked Counsel for the Mutual Reserve Life Now Before Criminal Court.

Considerable Difficulty Experienced in Getting a Jury.

TALESMAN ASKED IF THEY KNEW SENATOR PLATT AND VARIOUS OTHER PERSONS — COUNSEL FOR PRISONER ASSUMED RESPONSIBILITY FOR HIM TO KEEP HIM OUT OF THE TOMBS.

By Associated Press. New York, Nov. 26.—The trial of George Burnham, Jr., counsel for the Mutual Reserve Life Insurance Co., was jointly indicted with his father, Frederick A. Burnham, president of the company, and George D. Bridge, vice-president, for grand larceny, began today in the criminal branch of the supreme court. Burnham is alleged to have paid twenty-five hundred dollars to attorneys for F. B. Armstrong, an agent and policy holder in the Mutual, and in fact, it is alleged, it was in payment of a suit brought by Charles Wells, vice-president of the company, against Frederick Burnham individually. There was considerable difficulty in selecting a jury and during the examination of the talesmen they were asked if they knew Senator Platt and various other persons. Eight jurors were secured today. When adjournment was taken the district attorney sought to have Burnham committed to the Tombs. This was vigorously opposed by the prisoner's counsel, who finally agreed to assume responsibility for producing an efficient jury in court tomorrow.

CARRIED OVER NIAGARA FALLS

Unknown Man Met Death After Desperate Attempt To Save Him.

By Associated Press. Niagara Falls, N. Y., Nov. 26.—An unknown man was swept over Horseshoe falls in a small boat this afternoon after a daring attempt had been made to save him. The little craft was seen coming down the river in the grasp of the swift current, the man standing up and frantically waving his hands. Two row boats started in an attempt to rescue him at the mouth of the small stream. The rescuers were far from what is considered the danger zone but a cross current carried the unfortunate man away toward Goat Island and in a few minutes he was carried over Horseshoe falls. The would-be rescuers by this time were in a perilous position and it was with great difficulty that they succeeded in reaching shore.

CHISHOLM IS ALLOWED BOND

By Associated Press. Birmingham, Nov. 26.—Alex R. Chisholm, formerly paying teller of the First National Bank, charged with embezzlement, whose case resulted in a mistrial, was released today on a fifteen thousand dollar bond.

WILLIS MOORE REPRIMANDED

By Associated Press. Washington, Nov. 26.—Complying with instructions from the president, Secretary Wilson, of the Department of Agriculture, has administered to Willis Moore, chief of the weather bureau, a reprimand for an action which the civil service commission declared improper, that of urging a printer named Cooper to pay certain strike assessments imposed by the typographical union. The secretary declined to say anything about the character of the reprimand.

MC GOVERN AND YOUNG CORBETT

By Associated Press. New York, Nov. 26.—It was announced by their managers today that Terry McGovern and Young Corbett were matched for a fifteen round bout to take place during the week ending January 31. Each side posted a forfeit.

Last Vestige of Disorder In Cuba Has Disappeared

By Associated Press. Havana, Nov. 26.—With the capture yesterday of Cienfuegos and of the eight men who took to the woods under former Chief of Police Ruis, the last vestige of disorder disappeared in Cuba. Ruis was reported at first as having a large following but this was disproved by his capture. Reports to Governor Magoon from all parts of the island show that perfect tranquility prevails. Investigation shows the reports are untrue that bands of insurgents are operating in the vicinity of Palmyra and Cuines.

President Returns From the Isthmus

By Associated Press. Washington, Nov. 26.—Completing a remarkable trip to Panama, during which he travelled several thousand miles by sea, visited not only the isthmus but Porto Rico as well, voicing thorough enjoyment of the entire voyage, President Roosevelt returned to Washington at ten forty-two tonight. The trip up the Potomac on the yacht Mayflower was made without special incident and besides the president's four children, many officers and others were at the dock to meet the president. The president landed immediately and speaking of his trip said he had

GERMAN CRUISER BREMEN TO VISIT PENSACOLA

Will Arrive Some Time Between January 1 and February 9.

FINE REPRESENTATIVE OF THE GERMAN NAVY IS TO AGAIN CALL AT THIS PORT, ACCORDING TO ADVICES JUST RECEIVED BY GERMAN CONSUL.

The fine German cruiser Bremen, one of the training ships of the German navy, is to pay another visit to the port of Pensacola. This information has just been received by German Consul Rolfs, who in turn notified the officials of the custom service. The exact date of the arrival of the cruiser is not at present known, but she will touch at this port on some date between January 1 and February 9. It is thought that she will arrive some time during January. The Bremen visited Pensacola two years ago, and her officers and men made many friends here, being entertained by the Germans of the city, and giving a return entertainment on board the vessel. The length of the stay of the cruiser in port is not yet known, but it will probably be of several days duration. The vessel is on a cruise to the gulf ports, and will touch at many of the principal cities.

DEATH SUNDAY OF AN INFANT

LITTLE DAUGHTER OF JUDGE AND MRS. R. L. NICHOLSEN EXPIRES.

Katharine, the infant daughter of Judge and Mrs. R. L. Nicholson, expired Sunday afternoon after an illness of only a few days, and the remains were placed at rest yesterday afternoon.

The little girl, who was exceptionally bright for her years, was taken ill during the middle of the week, and notwithstanding she had every attention, died Sunday afternoon. The funeral services were conducted yesterday afternoon at 3:30 o'clock at St. Michael's church, and the remains placed at rest in St. Michael's cemetery, where a large number of friends were present and placed many beautiful floral tributes upon the grave. The grief stricken parents have the sympathy of a large circle of friends in their bereavement.

PLATT DENIES THE INTERVIEW

By Associated Press. New York, Nov. 26.—United States Senator Platt said today, concerning an alleged interview in which he is quoted as saying he would not resign, "The whole interview is untrue. I have said nothing nor will I say anything now," he said.

Secretary Tait Relieved to Listen to Any Reflection Upon Capt. Kunz

Protest Against Use of the Waters of Niagara River For Power.

HIS INFORMATION OF THE CHANGED POLICY OF THE UNITED STATES NAVY, AND THE IDENTIFICATION OF AMERICAN CIVIL SOCIATION—APPLICATIONS FOR PERMITS WILL BE MADE.

Washington, Nov. 26.—The naval yacht Mayflower, with President Roosevelt and party aboard, proceeded up the Potomac river, passed Indian Head providing grounds, twenty four miles from Washington, at nine o'clock to-night.

CONVENED AND HEARD LARGE NUMBER OF PLEAS OF GUILTY.

The November term of the criminal court convened yesterday morning, with Judge Beggs presiding, and Solicitor Loftin in attendance. Almost the entire day was consumed in filing informations, hearing pleas, and the trial of one or two cases. The term will not be a lengthy one, many of those docketed for trial having pleaded guilty yesterday. George Albert, charged with second larceny, was found guilty as charged, but has not yet been sentenced. The following entered pleas of guilty: Frank Murray, train riding, \$15 and costs or 30 days. Roy McQuinn, train riding, \$5 and costs or 20 days. Allen Hartley and Lizzie Simmons, larceny, \$15 or 3 months in jail each. Sam Cochman, assault and battery, \$10 and costs. Ed. Burnett, petit embezzlement, \$15 and costs or 60 days. E. M. Johnson, forgery and uttering forged paper, 9 months in state convict camp. Dan Ewing, petit larceny, \$20 and costs or three months. Charles Salomons, public use of indecent language, costs or 20 days. Geo. Roberts, assault, costs or 30 days. John Western, drunkenness, \$5 and costs or 20 days. Sentence suspended. Lula Simms, assault and battery, \$1 and costs or 20 days. Roy McQuinn, train riding, \$5 and costs or 20 days. Sentence suspended.

KING GEORGE VISITS POPE

HESITATION OF KING WAS DUE TO FEELING AGAINST CATHOLICS IN GREECE.

By Associated Press. Rome, Nov. 26.—King George, of Greece, accompanied by his daughter, visited the Pope today and was most cordially received. The audience lasted half an hour. The hesitation of the king to visit the pope was caused by a feeling in Greece against Roman Catholics. The efforts of the late Pope Leo to bring about a reunion of the oriental church with the church of Rome caused so much resentment in Greece that King George was the only sovereign who did not congratulate Pope Leo on his jubilee.

TWELVE-YEAR-OLD BOY KILLED BY SWITCH ENGINE

Alex. Armstrong, Jr., met Instant Death on Wright Street Sunday.

ATTEMPTED TO JUMP ON MOVING ENGINE, WHEN HIS FOOT CAUGHT IN THE FROG OF A SWITCH AND HE WAS TERRIBLY MANGLED.

In attempting to board switch engine No. 430 near the corner of Wright street and Ninth avenue Sunday afternoon about four o'clock Alex. Armstrong, Jr., twelve years of age, met a terrible death. As he jumped to the running board as the engine backed towards the L. & N. shops his foot caught in the frog of the switch, and held him firmly there, while the engine passed over him, horribly mutilating the face, body and limbs. He was the son of Mr. and Mrs. Alex. Armstrong, who reside at the corner of Gregory street and Ninth avenue, and the accident occurred within a block of their home. Mr. Armstrong, who served for a number of years as chief engineer of the army steamer Poe, was absent from the city having gone to Chattanooga where he is engaged as chief engineer at the state asylum.

Playing With Friends. Young Armstrong and a number of other young boys residing in the neighborhood had been playing on Wright street during the afternoon, and about 4 o'clock engine No. 430, in making up a train, passed down towards the shops. As it approached near where the boys were playing young Armstrong ran to the center of the track near a switch, saying "Watch me make the footboard." He was in front of the moving engine and his intention was to remain there until the engine got within a foot or so of him and then spring to the footboard. His friends saw him as he raised one foot and touched the running board, but when he attempted to move the other it caught in the frog of the switch. He was jerked down and in a moment was underneath the wheels and instantly killed.

The engineer was brought to a stop as quickly as possible, and the coroner summoned to view the body, after which it was taken to the home which he had left only a few hours previous in good health and joyous spirits. The mother was terribly shocked by the fate of her son, and the father was telegraphed to at once, arriving here on the first train. Yesterday afternoon the remains were placed at rest in the cemetery at Warrington, a number of friends and relatives of the family being present.

day, all were discharged. It was not shown that Boone had had any difference or words with J. M. Christmas, or that he knew the combination of the safe. When some railroad hands who were working in the vicinity of Campbellton were hinted at in a vague and uncertain way, but there was nothing to connect them. It was shown that Wm. D. Christmas was the one individual who would most profit by the death of J. M. Christmas, for not only would he participate in the estate included in the will, but he would then be surviving partner of the firm of Christmas & Son, and would run that business as he pleased. It was said that Christmas could not be guilty, because he sung and whistled the night before the commission of the crime, but it is that any evidence more than he was singularly cool and calculating? Did not Nero fiddle while Rome burned, and listen to the sweet strains of the music while thousands of his people moaned and writhed in the torturing flames? And does not sacred history narrate that a young girl danced to music, and what was the prize—it was not the head of St. John the Baptist? He had hoped Christmas would give us a reason for that bloody shirt that would have convinced all he did not do the deed, but his explanation was not reasonable. A hog killed and hung up six hours, does not spatter blood. Not content with trying to implicate old Jack Boone, not content with trying to implicate Will Pilcher, they now want to actually accuse the sheriff of this county of trying to murder a man—the most horrible imputation I can imagine. They say he had this shirt and these clothes, and carried them to Jacksonville for analysis—they draw upon their imaginations to say an analysis was made, for the testimony did not develop it, and they say now this sheriff is here, offering these clothes and this shirt, as being stained with human blood, when the analysis disproved it. At 10:30, the court charged the jury, concluding about 11 o'clock. The jury then retired, and after waiting about a half and hour with no report from the jury, court adjourned.

Eight Officials of Jackson Lumber Co., Will Face Jury in the Federal Court.

Change Decided Upon by the District Attorney Yesterday.

DESIRE TO DISPOSE OF ALL CONSPIRACY CASES BEFORE BEGINNING TRIALS FOR PEONAGE—WITNESSES ABOUT THE SAME IN ALL CASES, SO THERE WILL BE NO DELAY.

The trial of the peonage cases in the United States court will be resumed this morning, and instead of calling the case wherein Robert Gallagher, Oscar Sander and W. E. Grace are defendants upon the charge of peonage, the government contemplates taking up the second indictment charging conspiracy to commit peonage. In this case W. S. Harlan, Robert Gallagher, Dr. W. E. Grace, Oscar Sander, G. W. LaMatia, Archie Belinger, Newlander and Angelo are the defendants. This is the general conspiracy indictment and the allegations are about the same as those contained in the case which was concluded last week and resulted in a conviction of the three parties.

The change in the cases was decided upon yesterday by District Attorney Sheppard and his assistants, as it is the desire to complete the cases of this character before taking up any of the peonage cases in which some of these men are also the defendants. The witnesses in the conspiracy case are about the same as those in the case first set for trial this morning, so there will be no delay on this account.

Motions Will Be Filed. No motions for a new trial, arrest of judgment or appeal of the case tried last week were filed in court yesterday as was expected. Col. W. W. Flournoy, chief counsel for the defendants, however, is in the city, engaged in preparing the motions, which will probably be filed this morning and considered by the court before the other case is taken up.

Other Cases Before Court. Several other cases were before the court during the day, and a point of jurisdiction was raised by attorneys representing the defendants. The first called was the case of Enah Turner, colored, charged with assaulting a negro girl on the naval reservation. Attorneys for defense then raised the point of jurisdiction, claiming that the alleged crime was not committed within the navy yard enclosure, or in any building used for naval purposes, but simply upon land reserved for naval purposes, and that the state and not federal courts would have jurisdiction in the premises. The court announced that the question would be taken under consideration and it is probable that a decision will be rendered to-day. A similar point was raised by the attorney for Robert Henderson, colored, who is charged with the larceny of some money from some of the men on board the dredge boat Caucus. The vessel at the time was anchored near Town Point. This was also taken under consideration. H. H. Kelly, charged with assault committed in the government building, was tried and found not guilty.

SENATOR MALLORY RETURNS HOME

United States Senator Stephen R. Mallory, who has been on a visit to several Florida points, including Fort Myers, has returned to the city, and will remain here until Friday or Saturday, when he will leave for Washington. At least he expects to depart about that date. The visit of the senator was for the purpose of looking into the needs of the cities he visited. On his return he stopped at Apalachicola for a few days, and came direct from that city to Pensacola.

RECOVERED ONE OF STOLEN GUNS

One of the twelve shot guns stolen from the show windows of the Avery Hardware Company Friday night, was recovered yesterday by Marshal Frank and Mounted Officer Reed, but so far the officers have been unable to capture the party who perpetrated the bold robbery. The gun, which was loaded and ready for use, was identified by Mr. Avery yesterday, and the police expect to obtain some clue at an early date as to the whereabouts of the others, and possibly the man or men who cut the show window and secured the fire arms.